

H.J. BAKER & BRO., INC.

IMPORTERS - EXPORTERS
Organic and Chemical Fertilizer Materials
Animal Feeding Supplements
Oils, Fats & Meals
Sulphur

228 SAUGATUCK AVENUE
WESTPORT, CONNECTICUT 06880

TELEPHONE
(203) 882-9200
FAX: (203) 227-8351
WEBSITE: WWW.BAKERBRO.COM

ABBEVILLE
ALBERTVILLE
ATLANTA
CHICAGO
FOREST
FORT SMITH
FRESNO
LAGUNA NIGUEL
LAMAR
LITTLE ROCK
LOS ANGELES
NIXA
PETALUMA
SANFORD
STOCKTON
TRAUWICK
WESTVILLE

September 15, 2011

Brian Carr, Esq.
Assistant Regional Counsel
New York/Caribbean Superfund Branch
Office of Regional Counsel
U.S. Environmental Protection Agency, Region II
290 Broadway, 17th Floor
New York, New York 10007-1866

With a copy to

Christos Tsiamis
Remedial Project Manager
New York Remediation Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region II
290 Broadway, 20th Floor
New York, NY 10007 - 1866
Tsiamis.christos@epa.gov

Re: Gowanus Canal Superfund Site, Brooklyn, Kings County, New York Response to
Request for Information to H.J. Baker & Bro., Inc.

Dear Mr. Carr:

I am Vice President and General Counsel of H.J. Baker & Bro., Inc. We write in response to the March 4, 2011 letter (the "Letter") addressed to H.J. Baker & Bro., Inc., attention Christopher Smith, President, entitled *Notice of Potential Liability and Request for Information Pursuant to Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA")*, 42 U.S.C. Sections 9601-9675 ("Section 104(e) Request").

The predecessor by merger to H.J. Baker & Bro., Inc. was incorporated in New York on October 23, 1959. The initial owners of that corporate entity were four individuals named Henry V.B. Smith, Harold S. McCormick, J. Morse Smith and Rutger M.



ESTABLISHED 1850

Smith. On August 25, 1994 there was incorporated in Delaware an entity also named H.J. Baker & Bro., Inc. On August 2, 1995 the New York H.J. Baker & Bro., Inc. merged into the Delaware H.J. Baker & Bro., Inc.

The Section 104(e) Request is premised on the incorrect assumption that H.J. Baker & Bro., Inc. or its predecessors-in-interest owned or operated "Facilities" at certain Gowanus Canal sites in Brooklyn, New York. The "Facility" locations that are the alleged subjects of the Section 104(e) request are the following:

1. Smith Street between 7th and Huntington Streets, Brooklyn (See the second paragraph on page 3 of the Letter, the "*Smith/Huntington/7th Streets Parcel*").
2. Bond Street between 1st and 2nd Street (See the "Facilities" definition in B9 on page 4 of the Section 104(e) Request, the "*Bond/1st/2nd Streets Parcel*")
3. The parcel at 119-124 4th Place and Smith Street (See the "Facilities" definition in B9 on page 4 of the Section 104(e) Request, the "*119-124 4th Place and Smith Street Parcel*")

As described more fully below, we have conducted property deed and historical record searches regarding these "Facility" addresses. That research establishes that neither H.J. Baker & Bro., Inc. nor its predecessors-in-interest owned property at any of the three "Facility" locations identified above and that neither H.J. Baker & Bro., Inc. nor its predecessors-in-interest had any business operations at any of the "Facility" addresses.

1. *Smith/Huntington/7th Streets Parcel.* The natural persons who individually or collectively owned this parcel and conducted business at this location under such names as "H.J. Baker & Bro." and "East India Chemical Works" at various times from the mid to late 1850s to December 8, 1899 were not H.J. Baker & Bro., Inc. or its predecessors in interest. These individuals included Henry J. Braker, William D. Faris and Fanny B. Faris, who sold this parcel to The American Agricultural Chemical Company on December 8, 1899, which deed was recorded December 12, 1899 in Kings County Liber 14 Page 367. **Exhibit A.**

2. *Bond/1st/2nd Streets Parcel.* A title search of the *Bond/1st/2nd Streets Parcel* for the period 1850 through 1904 did not reveal any ownership of that parcel by H.J. Baker & Bro., Inc. or its predecessors in interest. **Exhibit B.**

3. *119-124 4th Place and Smith Street Parcel.* According to the title search that is summarized in **Exhibit C** to this response, George B. Forrester acquired this parcel from Florence E. Willis, heir at law of Daniel Willis, by deed dated March 3, 1890 and recorded on March 4, 1890 in Liber 1950 Cp. 371. The executors of Mr. Forrester's estate conveyed this parcel to Elodia B. Clouse by deed dated September 5, 1906 and recorded that date in Liber 39 Cp. 46. The natural person, George B. Forrester, was not H.J. Baker & Bro., Inc. and was not a predecessor in interest to H.J. Baker & Bro., Inc.

H.J. Baker & Bro., Inc's responses to Section 104(e) Request are as follows:

Request No. 1

Please provide the following information on your Company:

- a. Identify the state and date of incorporation of the Company and the Company's agents for service of process in the state of incorporation and in New York State.
- b. Please identify the Chief Executive Officer or other presiding officer of the Company. Please also confirm the mailing address of that officer.
- c. What is the nature of the business conducted by your Company?
- d. If your Company is a subsidiary, division, branch or affiliate of another corporation or other entity, identify each of those other entities and those entities' Chief Executive Officers or other presiding officers. Identify the state of incorporation and agents for service of process in the state of incorporation and in New York State for each entity identified in your response to this question.

Response to Request No. 1

- a. H.J. Baker & Bro., Inc. is a Delaware corporation with a date of incorporation of August 25, 1994. Its resident agent in the place of incorporation is:

Corporation Service Company
2711 Centerville Rd.
Wilmington, DE 19800

H.J. Baker & Bro., Inc. does not have any presence, or an appointed agent for service of process, in New York State.

- b. The President and Chief Executive Officer of H.J. Baker & Bro., Inc. is Christopher V.B Smith. Your August 7th letter was directed to the correct mailing address for Mr. Smith.
- c. H.J. Baker & Bro., Inc. blends rendered materials and other animal byproducts into protein supplements that it sells to third parties for their use in blending chicken, dairy cattle and other agricultural animal feeds. H.J. Baker & Bro., Inc. also processes molten sulfur by-product from refineries into prilled sulfur in California. Its Tiger-Sul subsidiaries process refinery molten sulfur into pastillated sulfur in California, Alabama and Calgary, Alberta, Canada. H.J. Baker & Bro., Inc. also acts as a distributor, sales representative and importer of materials such as ammonium sulfate, potassium chloride,

diammonium phosphate, monoammonium phosphate and monopotassium phosphate, but none of these activities have been conducted by it within the Gowanus Canal Superfund Site.

- d. H. J. Baker & Bro., Inc. is the ultimate parent company for all of its affiliates. All such affiliates and the additional information you requested regarding them is presented on **Exhibit D** to this response.

Request No. 2

Is your Company a successor-in-interest to any company which owned property and/or operated in the vicinity of the Gowanus Canal, including those companies identified in Definition 6, above? If your answer is no, please identify the current successor-in-interest to those companies and state the factual basis for your answer to this question.

Response to Request No. 2

H. J. Baker & Bro., Inc. is not a successor in interest to the natural persons who individually or with others owned any of the three parcels, and/or conducted business at one or more of those locations, at various times from the mid to late 1850s to the 1890s or early 1900s.

A title search of the *Smith/Huntington/7th Streets Parcel* showed that Henry J. Braker, William D. Faris and Fanny B. Faris sold this parcel to The American Agricultural Chemical Company on December 8, 1899, which deed was recorded December 12, 1899 in Kings County Liber 14 Page 367. If this land sale was part of the sale of any business conducted at that site, any such business was not conducted by H.J. Baker & Bro., Inc. or any of its predecessors-in-interests. We refer you to The American Agricultural Chemical Company for information regarding whether it was a successor-in-interest to those sellers. H.J. Baker & Bro., Inc. is not a successor-in-interest to these individual sellers or to The American Agricultural Chemical Company.

As stated above, a title search of the *Bond/1st/2nd Streets Parcel* for the period 1850 through 1904 did not reveal any ownership of that parcel by H.J. Baker & Bro., Inc. or its predecessors-in-interest.

A title search of the *119-124 4th Place and Smith Street Parcel* shows that the executors of Mr. George B. Forrester's estate conveyed this parcel to Elodia B. Clouse by deed dated September 5, 1906 and recorded that date in Liber 39 Cp. 46. According to the 1886 and 1904 Sanborn maps that EPA provided to respondent, there was a business operation at this site named Forrester's Chemical Fertilizer Works. H.J. Baker is not the successor-in-interest to any natural persons who owned the *119-124 4th Place and Smith Street Parcel* or conducted business at that location.

Request Nos. 3-16

Response to Request Nos. 3-16

Since neither H. J. Baker & Bro., Inc. nor any of its predecessors-in-interests had any ownership of, or conducted any business at, any of the Facilities, H.J. Baker does not have any information to provide in response to Request Nos. 3 -16 other than, to the extent applicable, the information provided in this overall Response Letter and the Exhibits to it.

Request No. 17

Does your Company have any additional information or documents which may help EPA identify other companies, government entities, or individuals which conducted operations at or owned the Facilities, or otherwise contributed contamination to the Gowanus Canal? If so, please provide that information and those documents; state the time period when each such entity operated at or owned the Facilities, or contributed contamination to the Gowanus Canal, and identify the source(s) of your information.

Response to Request No. 17

See Exhibits to this letter.

Request No. 18

Identify the persons having knowledge of facts relating to the questions which are the subject of this inquiry. For each such person that you identify, provide the name, address, and telephone number of that person, and the basis of your belief that he or she has such knowledge. For past and present employees of the Company, include their job title and a description of their responsibilities.

Response to Request No. 18

Edgar P. DeVyder, Vice President and General Counsel of H.J. Baker & Bro., Inc. directed and supervised the internal H.J. Baker & Bro., Inc. corporate record search. His contact information is:

Edgar P. DeVyder
Vice President and General Counsel
H.J. Baker & Bro., Inc.
228 Saugatuck Avenue
Westport, CT 06880-6425
203-682-9210

Request No. 19

Please state the name, title and address of each individual who assisted or was consulted in the preparation of your response to this Request for Information. In addition, state whether this person has personal knowledge of the answers provided.

Response to Request No. 19

James B. McEvoy, Vice President of Commonwealth Land Title Insurance Company, 140 East 45th Street, 22nd Floor, New York, NY 10017 and telephone 212-949-0100 managed the title search activities reflected in this letter and its Exhibits under the direction of Edgar P. Devylder, Vice President and General Counsel of H.J. Baker & Bro., Inc.

Request No. 20

Supply any additional information or documents in your possession or available to you that may be relevant to the questions which are the subject of this inquiry or that may assist EPA in identifying potentially responsible parties under CERCLA which respect to the Site.

Response to Request No. 20

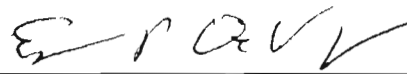
See Exhibits attached to this letter.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION
GOWANUS CANAL SUPERFUND SITE

State of Connecticut

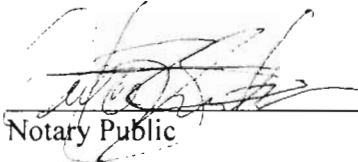
County of Fairfield

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that my Company is under a continuing obligation to supplement its response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my Company's response thereto should become known or available to the Company.



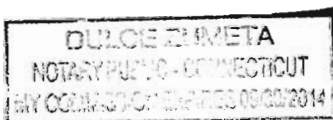
Edgar P. DeVyder
Vice President & General Counsel

Sworn to before me this 15th day of September, 2011



Notary Public

My Commission Expires





H.J. BAKER & BRO., INC. RESPONSE – EXHIBIT A

May 24, 2011

VIA FEDERAL EXPRESS

Ed Devylder, Esq.
H. J. Baker & Bro., Inc.
228 Saugatuck Avenue
Westport, CT 06880

RE: **Our File SS110184**
Brooklyn, New York

Dear Ed:

In keeping with your request, I have attached photocopies of the following record documents.

- 1) Deed by Conrad Braker, Junior, as executor of the estate of Frances Braker – to – Henry J. Braker and William D. Faris, dated May 4, 1892 and recorded May 13, 1892 in Kings County Liber 2115 page 364.
- 2) Deed by Henry J. Braker, William D. Faris and Fanny B. Faris – to – The American Agricultural Chemical Company, dated December 8, 1899 and recorded December 12, 1899 in Kings County Liber 14 Page 367.

These papers represent the best copies that our examiner could produce from the records. Feel free to call me with any questions.

Yours truly,

James B. McEvoy

[illegible]

[illegible]

Rec'd 5/13/18A

of the copy or acknowledgment of the annexed instrument and
therein written was at the time of taking such proof or
acknowledgment a Notary Public in and for the County of
New York dwelling in the said County commissioned and
sworn and duly authorized to take the same and further
that I am well acquainted with the handwriting of such
Notary and verily believe that the signature to the said
certificate of proof or acknowledgment is genuine
testimony Whereof I have herein to set my hand and official
the seal of the said Court and County the 12 day of Dec
1899 Wm. Solmer clerk

The land affected by this instrument lies in Section
in block 393 on land map of the County of Kings
Recorded December 12, 1899 at 45 mins past 11 AM

U. S. D. R. S. } This Indenture made the eighth day
100 Dollars) of December in the year eighteen hundred
and ninety nine Between Henry J. Braker (concessionaire
of the Borough of Manhattan City of New York the
William D. Harris and Fanny B. Harris wife of
William D. Harris both of the Borough of Brooklyn
City of New York parties of the first part and the
American Agricultural Chemical Company a corporation
organized under the laws of the State of Connecticut
party of the second part Witnesseth that the said
of the first part in consideration of One Dollar and
other valuable considerations lawful money of
United States paid by the party of the second part
do hereby grant and release unto the said party
of the second part its successors and assigns
all that certain plot piece or parcel of land
situate lying and being in the Borough of Brooklyn
of the City of New York County of Kings and the
New York bounded and described as follows to wit
beginning at the corner formed by the intersection
of the northerly side of Huntington street with the
easterly side of Smith street running thence east
along the northerly side of Huntington street four
hundred and twenty feet to Gowanus Canal thence
northerly along Gowanus Canal two hundred and thirty
two feet six and one half inches to the center
line of Lynch street as the same is laid down on
a certain map intitled Property belonging to the
estate of Jordan Coles deceased situate in the City
of Brooklyn survey June 1836 R. Harris and filed
in the office of the Register of the County of Kings

Best possible copy

Sec 2 L 141367

in April 1837 thence westerly along said centre line of
Lynch street four hundred and seventy five feet nine
inches to the Easterly side of Smith street and thence
southerly along the Easterly side of Smith street two
hundred and twenty five feet six and one quarter
inches to the corner the point or place of beginning
Also all the right title and interest of the parties
of the first part of in and to Smith and Hunt-
ington streets lying in front of and adjoining said
premises to the centre line thereof respectively together
with the all the right title and interest of the
parties of the first part of in and to Lawrence Canal
and the land under the waters thereof lying in front
of and adjacent to said premises Being the same prem-
ises conveyed by Eugene R. Durbee and wife to Conrad
Braker Junior by deed dated September 15 1885 and
recorded in the office of the Register of Long County
on September 18th 1865 in Liber 1626 of Conveyances
page 550 Together with the appurtenances and all the
estate and rights of the parties of the first part in
and to said premises To have and to hold unto the above
named premises unto the said parties of the second
part their heirs and assigns forever Subject however
to the right of the said City of New York to open streets
across the said premises as laid down on the maps
of the City of New York and Henry Braker and William
Braker Junior of the first part do covenant with the
parties of the second part as follows First that
the parties of the first part are seized of
the premises in fee simple and have good right
to the same and that the parties of the second
part are entitled to the said premises and that the
parties of the first part are free from all encumbrances ex-
cept such as may be shown to the contrary Second that
the parties of the first part are to perform any further necessary
duties and to the said premises Fifth that
the parties of the first part will forever
quitclaim to the said premises in Witness Where-
of the parties of the first part have hereunto
set their hands and seals the day and year first
above written Henry J. Braker &c. William J. Braker &c.
County of Hamilton in presence of State of New
York in the County of Hamilton on this Ninth day of
October in the year of our Lord one thousand
and eight hundred and eighty five the under-
signed and appeared Henry J. Braker

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and William D Faria and Fanny B Faria to me personally
known and known to me to be the individuals who
and who executed the foregoing instrument and they
acknowledged to me that they executed the same
Faria Notary Public Kings Co. Cert. filed May 4
D.R. 10 cents 12.77 State of New York County of
as I William Schaner clerk of the County of
and also clerk of the Supreme Court for
the same being a Court of Record also
that Martin D Faria has filed in the
of the County of New York a certificate
frontment as Notary Public for the
with his autograph signature and
of taking the proof or acknowledged
instrument duly authorized to take
that I am well acquainted with
such Notary and verily believe
the said certificate of frontment
genuine In testimony whereof I have
my hand and official seal at
Long Island City N.Y. this
The same is attested by the
I am Clerk of the County of
of Kings

Under D.R. 3

I am Clerk of the County of

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140 E 45th Street
New York, NY 10017
Phone: 212-949-0100 Fax: 212-986-3049



SPECIAL SEARCH

July 29, 2011

Ed Devylder, Esq.
H.J. Baker & Bro., Inc.
228 Saugatuck Avenue
Westport CT 06880

Special Search No. SS110248
Premises: 365 Bond Street, Brooklyn, NY
Block 458 Lot 1
Kings County

Mr. Devylder:

As per your request, we have conducted a Deed-Chain Search from 1850 through 1904 for the following property in -----
Kings County:

D) BLOCK 458:

1. Deed made by Charles A. Secor and Lydia Secor -to- Alexander J. Bergen, dated 2/1/1851 and recorded on 2/20/1851 in Liber 237 Page 255.
2. Deed made by Alexander J. Bergen and Eliza V. Bergen -to- Charles A. Secor and Zeno Secor, dated 2/7/1851 and recorded on 2/20/1851 in Liber 237 Page 259.
3. Deed made by Alexander J. Bergen and Eliza V. Bergen -to- Orasmus Bushnell, dated 3/15/1851 and recorded on 8/27/1951 in Liber 256 Page 22.
4. Deed made by Zeno Secor and Mary A. Secor -to- Charles A. Secor, dated 5/19/1851 and recorded on 4/28/1852 in Liber 278 Page 301.
5. Deed made by Charles A. Secor and Lyda Secor -to- Zeno Secor, dated 2/23/1852 and recorded on 4/28/1852 in Liber 278 Page 309.
6. Deed made by Executors of Nehemiah Denton -to- Arthur W. Benson, dated 11/8/1852 and recorded on 11/12/1852 in Liber 300 Page 275.
7. Deed made by Executors of Nehemiah Denton -to- Arthur W. Benson, dated 11/8/1852 and recorded on 1/30/1854 in Liber 350 Page 89.
8. Deed made by Arthur W. Benson and Jane A. Benson -to- Orasmus Bushnell, dated 1/7/1854 and recorded on 2/9/1854 in Liber 351 Page 180.
9. Deed made by Orasmus Bushnell, Mary Bushnell a/k/a Mary U. Bushnell -to- William Bliss, dated 12/6/1854 and recorded on 7/7/1855 in Liber 399 Page 306.

10. Deed made by William Bliss -to- Dennis Kimberly, dated 7/12/1856 and recorded on 9/2/1856 in Liber 431 Page 219.
11. Deed made by Charles A. Secor and Lydia S. Secor -to- Zeno Secor, dated 2/1/1858 and recorded on 2/16/1858 in Liber 469 Page 418.
12. Deed made by Dennis Kimberly -to- Henry D. White, dated 7/10/1862 and recorded on 8/28/1862 in Liber 580 Page 307.
13. Deed made by Henry D. White -to- New Haven County Bank, dated 10/2/1862 and recorded on 1/6/1863 in Liber 587 Page 241.
14. Deed made by New Haven County Bank of New Haven Connecticut -to- New Haven County National Bank of New Haven Connecticut, dated 3/31/1866 and recorded on 4/11/1866 in Liber 700 Page 373.
15. Deed made by Henry D. White and Julia F. White -to- New Haven County National Bank of New Haven Connecticut, dated 4/3/1866 and recorded on 4/11/1866 in Liber 700 Page 379.
16. Deed made by New Haven County National Bank of New Haven Connecticut, Henry D. White and Julia R. White -to- Henry Lyddon and Thomas Hickey, dated 4/3/1866 and recorded on 4/11/1866 in Liber 700 Page 381.
17. Deed made by Henry Lyddon, Emma I. Lyddon, Thomas Hickey and Mary Hickey -to- Frederick A. Yennie, Willard Gregory and George F. Gregory, dated 2/20/1869 and recorded on 2/20/1869 in Liber 874 Page 21.
18. Deed made by Zeno Secor and Mary A. Secor -to- Hans S. Christian, dated 3/1/1869 and recorded on 3/1/1869 in Liber 875 Page 187.
19. Deed made by Zeno Secor and Mary A. Secor -to- James Curran and Henry Cooper, dated 5/14/1872 and recorded on 6/1/1872 in Liber 1054 Page 156.
20. Deed made by Frederick A. Yennie and Leonora C. Yennie -to- Willard Gregory and George F. Gregory, dated 3/31/1873 and recorded on 4/2/1873 in Liber 1097 Page 49.
21. Deed made by James Curran and Margaret Curran -to- John J. Curran, dated 11/17/1877 and recorded on 11/21/1877 in Liber 1297 Page 210.
22. Deed made by Thomas M. Riley, Sheriff -to- Honora F. Stout, dated 12/3/1879 and recorded on 12/17/1879 in Liber 1374 Page 249.
23. Deed made by Helenor L. Franklin and Honora F. Stout, dated 2/16/1881 and recorded on 4/26/1881 in Liber 1422 Page 409.
24. Deed made by John J. Curran, Henry Cooper and Martha A. Cooper -to- Isabel M. Griefenhagen, dated 4/25/1881 and recorded on 4/26/1881 in Liber 1422 Page 411.
25. Deed made by George F. Gregory and Fannie A. Gregory -to- Henry H. Rogers and John D. Archibald, dated 4/1/1879 and recorded on 10/18/1882 in Liber 1482 Page 463.

26. Deed made by George F. Gregory, Fannie A. Gregory, John D. Archibald, Annie M. Archibald, Henry H. Rogers, Abbie D. Rogers and Acme Oil Company -to- Vesta Oil Works, dated 9/21/1882 and recorded on 10/18/1882 in Liber 1482 Page 473.
27. Deed made by Vesta Oil Works -to- Standard Oil Company of New York, dated 12/26/1884 and recorded on 1/5/1885 in Liber 1587 Page 192.
28. Deed made by Robert Merchant, Referee -to- Robert C. Embree, as Trustee, Mary E. Townsend, Cornelia L. Embree and Edith F. Embree, dated 1/3/1885 and recorded on 1/20/1885 in Liber 1589 Page 318.
29. Deed made by Robert C. Embree, as Trustee, Mary E. Townsend, Cornelia L. Deraismes, formerly Cornelia L. Embree and Edith F. Embree -to- Mary E. Lynch, dated 10/26/1885 and recorded on 1/23/1886 in Liber 1647 Page 246.
30. Deed made by Mary E. Lynch -to- William Wilson and Julia F. Wilson, dated 8/2/1886 and recorded on 8/2/1886 in Liber 1683 Page 515.
31. Deed made by Mary E. Lynch -to- Elizabeth L. Green, dated 8/2/1886 and recorded on 8/2/1886 in Liber 1683 Page 517.
32. Deed made by Mary E. Lynch -to- William Wilson and Julia H. Wilson, dated (Illegible) and recorded on 9/4/1886 in Liber 1688 Page 149.
33. Deed made by William Wilson and Julia H. Wilson -to- Margaret Joyce, dated 10/5/1886 and recorded on 10/16/1886 in Liber 1695 Page 20.
34. Deed made by Isabel M. Greiffenhagen -to- Hans S. Christian, dated 1/19/1887 and recorded on 2/1/1887 in Liber 1714 Page 173.
35. Deed made by Elizabeth L. Green -to- Margaret V. McNulty, dated 4/26/1887 and recorded on 5/6/1887 in Liber 1735 Page 507.
36. Deed made by Margaret V. McNulty and Peter H. McNulty -to- William W. Wickes, dated 5/2/1888 and recorded on 5/2/1888 in Liber 1807 Page 304.
37. Deed made by William Wilson and Julia H. Wilson -to- Willard S. Pladwell, dated 4/26/1888 and recorded on 5/3/1888 in Liber 1807 Page 423.
38. Deed made by Willard S. Pladwell and Hannah L. Pladwell -to- George E. Mott, dated 5/16/1888 and recorded on 5/16/1888 in Liber 1810 Page 255.
39. Deed made by Mary E. Lynch -to- Mary H. Burst, dated 5/7/1890 and recorded on 5/12/1890 in Liber 1972 Page 92.
40. Deed made by William W. Wickes -to- George E. Mott, dated 12/3/1890 and recorded on 12/3/1890 in Liber 2016 Page 353.
41. Deed made by Devisee of Marion L. Henry, William B. Henry and Caroline E. Henry -to- Brainard C. Gregory, dated 6/6/1891 and recorded on 6/11/1891 in Liber 2051 Page 377.
42. Deed made by Mary H. Burst -to- Charles A. Murphy, dated 5/10/1893 and recorded on 7/6/1893 in Liber 2189 Page 263.

43. Deed made by Melvina D. Gregory, widow of Willard Gregory, Elizabeth S. Brown, Willard J. Gregory, Meta Gregory, Jennie Gregory and Brainard E. Gregory –to- Standard Oil Company of New York, dated 11/26/1895 and recorded 12/11/1895 in Liber 3 Section 2 Page 478.
44. Deed made by Brainard E. Gregory, as Trustee U/L/W/T of Willard Gregory –to- Standard Oil Company, dated 12/9/1895 and recorded on 12/11/1895 in Liber 3 Section 2 Page 482.
45. Deed made by George E. Mott –to- Augusta L. Mott, dated 4/3/1897 and recorded on 2/5/1898 in Liber 9 Section 2 Page 469.
46. Deed made by Margaret Joyce –to- James Shannon, dated 5/13/1898 and recorded on 5/18/1898 in Liber 10 Section 2 Page 454.
47. Deed made by James Shannon –to- Monica Reilly, dated 5/18/1898 and recorded on 5/18/1898 in Liber 10 Section 2 Page 456.
48. Deed made by Augusta L. Mott –to- Julia Schoneberger, dated 10/15/1898 and recorded on 10/18/1898 in Liber 11 Section 2 Page 392.
49. Deed made by Charles A. Murphy and Jeanette L. Murphy, his wife –to- Eilza A. Dolbey, dated 5/15/1899 and recorded on 5/17/1899 in Liber 13 Section 2 Page 167.
50. Deed made by Julia Schoneberger –to- Jessie Meyer, dated 1/14/1899 and recorded on 5/23/1899 in Liber 13 Section 2 Page 189.
51. Deed made by Jessie Meyer and Arthur L. Meyer, her husband –to- Joshua Lazarus, dated 7/15/1899 and recorded on 7/18/1899 in Liber 13 Section 2 Page 391.
52. Deed made by Joshua Lazarus –to- Eliza A. Dolbey, dated 7/17/1899 and recorded on 7/19/1899 in Liber 13 Section 2 Page 393.
53. Deed made by Eliza A. Dolbey –to- Walter M. Balmer, dated 8/22/1899 and recorded on 9/5/1899 in Liber 13 Section 2 Page 534.
54. Deed made by Walter M. Balmer –to- Karl August Nickig, dated 8/25/1899 and recorded on 9/5/1899 in Liber 13 Section 2 Page 535.
55. Deed made by Auguste L. Mott –to- Karl August Nickig, dated 2/27/1900 and recorded on 3/27/1900 in Liber 15 Section 2 Page 198.
56. Deed made by Karl A. Nickig and Susanne Marie, husband and wife –to- Michael Tanner, dated 5/15/1900 and recorded on 5/27/1900 in Liber 15 Section 2 Page 510.
57. Deed made by Michael Tanner and Mary M. Tanner, his wife –to- Annie Caupion, dated 7/18/1900 and recorded on 7/19/1900 in Liber 16 Section 2 Page 219.
58. Deed made by Annie Caupion –to- Lillian S. Kitts, dated 8/9/1900 and recorded on 8/30/1900 in Liber 16 Section 2 Page 524.
59. Deed made by William Walton, Sheriff –to- Vennette F. Pelletreau, dated 10/30/1900 and recorded on 10/31/1900 in Liber 17 Section 2 Page 217.
60. Deed made by William Walton, Sheriff –to- Alfred P. Brown, dated 11/27/1900 and recorded on 12/17/1900 in Liber 17 Section 2 Page 438.

61. Deed made by Alfred P. Brown and Eleanor V. Brown, husband and wife –to- Hannah D. Sickels, dated 12/15/1900 and recorded on 12/17/1900 in Liber 17 Section 2 Page 440.
62. Deed made by Vennette F. Pelletreau and Florence E. Pelletreau –to- James E. McWhorter, dated 11/30/1900 and recorded on 1/10/1901 in Liber 18 Section 2 Page 12.
63. Deed made by James E. McWhorter –to- Nassau Landed Estates Company, dated 1/10/1901 and recorded on 2/15/1901 in Liber 18 Section 2 Page 230.
64. Deed made by Hannah D. Sickels –to- John McCanna, dated 3/26/1901 and recorded on 3/26/1901 in Liber 18 Section 2, Page 409.
65. Deed made by John McCanna and Margaret McCanna, his wife –to- Theodore S. Jenkins, dated 8/21/1901 and recorded on 9/4/1901 in Liber 20 Section 2 Page 93.
66. Deed made by Lillian S. Kitts –to- Samuel L. Strauss, dated 10/23/1900 and recorded on 9/5/1901 in Liber 20 Section 2 Page 99.
67. Deed made by Nassau Landed Estates Company –to- Frederick C. Edwards, dated 10/30/1901 and recorded on 11/1/1901 in Liber 20 Section 2 Page 401.
68. Deed made by Samuel Strauss –to- David Swayne, dated 9/3/1901 and recorded on 11/1/1901 in Liber 20 Section 2 Page 419.
69. Deed made by Herman W. Schmitz, Referee –to- The People's Trust Company, as Sub. Trustee U/L/W/T of Mary J. Farrar, dated 11/30/1901 and recorded on 12/7/1901 in Liber 21 Section 2 Page 69.
70. Deed made by Theodore S. Jenkins and Maud P. Jenkins, his wife –to- Frederick J. Keech, dated 4/21/1902 and recorded on 5/5/1902 in Liber 22 Section 2 Page 260.
71. Deed made by Frederick C. Edwards and Violette G. Edwards, his wife –to- Frederick J. Wustl, dated 5/9/1902 and recorded on 5/9/1902 in Liber 22 Section 2 Page 283.
72. Deed made by Frederick J. Wustl and Ell Wustl, his wife –to- Nathan Strauss, dated 9/30/1902 and recorded on 10/1/1902 in Liber 23 Section 2 Page 275.
73. Deed made by Nathan Strauss –to- Samuel T. Munson, dated 1/2/1903 and recorded on 3/23/1903 in Liber 24 Section 2 Page 509.
74. Deed made by Thomas F. Reilly –to- Mary Reilly, dated 4/6/1903 and recorded on 4/6/1903 in Liber 25 Section 2 Page 71.
75. Deed made by Samuel T. Munson and Jennie Munson, his wife –to- Equitable Realty Company, dated 3/20/1903 and recorded on 7/15/1903 in Liber 26 Section 2 Page 24.
76. Deed made by The People's Trust Company, as Sub. Trustee U/L/W/T of Mary J. Farrar, deceased –to- Mary M. Carty, dated 8/4/1903 and recorded on 8/6/1903 in Liber 26 Section 2 Page 100.
77. Deed made by Edward F. Taber, Referee –to- Norm G. Cooper, dated 9/23/1903 and recorded on 9/29/1903 in Liber 26 Section 2 Page 260.
78. Deed made by Mary M. Carty –to- Annie Ammon and Emilie Hilton, dated 3/11/1904 and recorded on 3/11/1904 in Liber 27 Section 2 Page 536.

79. Deed made by The Kings County Trust Company, as Executor and Trustee U/L/W/T of Harry L. Christian, deceased who was sole heir of Elmira E. Christian, deceased, the sole devisee U/L/WT of Hans S. Christian, deceased -to- William A. Rowan and Mary F. Rowan, his wife, dated 6/1/1904 and recorded on 6/18/1904 in Liber 29 Section 2 Page 200.
80. Deed made by William A. Rowan and Mary F. Rowan, his wife -to- William N. Kenyon and Frank D. Creamer, dated 6/2/1904 and recorded on 6/25/1904 in Liber 29 Section 2 Page 255.
81. Deed made by Frederick J. Keech -to- Lina Block, dated 12/14/1904 and recorded on 12/15/1904 in Liber 31 Section 2 Page 254.

NOTE: This is a limited search. No search has been made against any parties other than those mentioned herein. This search is for informational purposes only and the Company's liability is expressly limited to the cost paid for this search.

Certification Date: July 29, 2011

Commonwealth Land Title Insurance Company

By: : 

Alice Chan
For the Company

140 E 45th Street
New York, NY 10017
Phone: 212-949-0100 Fax: 212-986-3049



SPECIAL SEARCH

May 17, 2011

Ed Devylder, Esq.
H.J. Baker & Bro., Inc.
228 Saugatuck Avenue
Westport CT 06880

Special Search No.	SS110184
Premises:	Parcel 1: 119 4th Place, Brooklyn, NY Block 467 Lot 42 Kings County
	Parcel 2: 125 4th Place, Brooklyn, NY Block 467 Lot 39 Kings County

Commonwealth Land Title Insurance Company hereby certifies that according to the public records, as of the certification date stated below, the following deeds were found of record (from 1850 through 1904):

1. Deed made by David H. Nevins and Cornelia L. Nevins, his wife to Edward P. Fry, dated 6/1/1848 and recorded on 7/13/1848 in Liber 181 Cp. 447.
2. Deed made by Edward P. Fry to David H. Nevins, dated 6/2/1848 and recorded 7/13/1848 in Liber 181 Cp. 465.
3. Deed made by David H. Nevins and Cornelia Nevins, his wife to Russell N. Nevins, dated 4/8/1852 and recorded on 9/25/1852 in Liber 295 Cp. 109.
4. Deed made by David H. Nevins to Russell N. Nevins, dated 5/9/1852 and recorded on 9/13/1852 in Liber 293 Cp. 519.
5. Deed made by Russell H. Nevins to The Rector Church Wardens and Vestrymen of the Church of the Association South Brooklyn, dated 10/21/1852 and recorded 1/10/1853 in Liber 306 Cp. 436.
6. Deed made by The Rector Church Wardens and Vestrymen of the Church of the Association South Brooklyn to David H. Nevins, dated 3/22/1854 and recorded on 12/12/1854 in Liber 382 Cp. 160.
7. Deed made by David H. Nevins, sole acting Executor of the L/W/T of Russell N. Nevins Late of The City of New York, deceased to James Chesley, dated 8/22/1862 and recorded on 8/30/1862 in Liber 580 Cp. 363.
8. Deed made by James Chesley to Abraham Buris, dated 8/29/1862 and recorded on 9/1/1862 in Liber 580 Cp. 410.

9. Deed made by Abraham Buris and Jenny H. Buris, his wife to Jeremiah V. Spader, dated 10/30/1863 and recorded on 11/3/1863 in Liber 612 Cp. 172.
10. Deed made by Jeremiah V. Spader and Maria L. Spader, his wife to Daniel Willis, dated 1/20/1886 and recorded on 2/17/1886 in Liber 692 Cp. 131.
11. Deed made by Florence E. Willis, heir at Law of Daniel Willis to George B. Forrester, dated 3/3/1890 and recorded on 3/4/1890 in Liber 1950 Cp. 371.
12. Deed made by Emily M. Forrester, Walter D. Hoag, as Executors and Trustees of and under the L/W/T of George B. Forrester, deceased Kings County to Elodia B. Clouse, dated 9/5/1906 and recorded on 9/5/1906 in Liber 39 Cp. 46.

NOTE: This is a limited search. No search has been made against any parties other than those mentioned herein. This search is for informational purposes only and the Company's liability is expressly limited to the cost paid for this search.

Certification Date: May 11, 2011

Commonwealth Land Title Insurance Company

By: 
Alice Chan
For the Company

Gowanus Canal Superfund Site, Brooklyn, Kings County, New York Response to Request for Information to H.J. Baker & Bro., Inc.

EXHIBIT D

H. J. Baker & Bro., Inc. is the ultimate parent company for all of its affiliates as shown below.

The following affiliates are incorporated in the State of Delaware:

- H. J. Baker Holdings, Inc.
 - President: Don T. Cherry
 - Treasurer: Jack L. Williams
 - Secretary: Mary E. Deegan
- H. J. Baker International, Inc.
 - President: Christopher V.B. Smith
 - Vice President & Treasurer: Jack L. Williams
 - Secretary: Mary E. Deegan
- H. J. Baker Marketing LLC
 - President: Don T. Cherry
 - Treasurer: Jack L. Williams
 - Secretary: Mary E. Deegan
- Tiger-Sul Products LLC
 - President: Don T. Cherry
 - Vice President: John S. Mansfield
 - Treasurer: Jack L. Williams
 - Secretary: Mary E. Deegan
- Tiger-Sul Products (Canada) Co.
 - President: Don T. Cherry
 - Vice President: John S. Mansfield
 - Treasurer: Jack L. Williams
 - Secretary: Edgar P. DeVyder
- Saugatuck Marketing Services, LLC
 - President: Don T. Cherry
 - Vice President: John S. Mansfield
 - Treasurer: Jack L. Williams
 - Secretary: Mary E. Deegan



The following affiliates are incorporated in Mexico DF.

- H. J. Baker de Mexico S de RL de CV
 - President: Christopher V. B. Smith
 - Member: Mark L. Hohnbaum
 - Member: Don T. Cherry
 - Treasurer: Jack L. Williams
 - Secretary (non member): Ernesto Federico Algaba Reyes
 - Honorary General Manager: Javier Manuel Rodriguez Tarango

- H. J. Baker Services de Mexico S de RL de CV
 - President: Christopher V. B. Smith
 - Member: Mark L. Hohnbaum
 - Member: Don T. Cherry
 - Treasurer: Jack Williams
 - Secretary (non member): Ernesto Federico Algaba Reyes
 - Honorary General Manager: Javier Manuel Rodriguez Tarango